

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-11745RWZ

BARBARA DEIGHTON HAAPT, Trustee of
BD REALTY TRUST,

Plaintiff

v.

TOWN OF WAREHAM acting by and
through the BOARD OF SELECTMEN OF
THE TOWN OF WAREHAM, and the
BOARD OF SELECTMEN OF THE TOWN
OF WAREHAM,

Defendants

DEFENDANTS' WITNESS LIST

Now come the defendants in the above captioned matter and hereby file their list of witnesses expected to be called at the trial of this matter as follows.

1. Professor Mark Bobrowski
Blatman, Bobrowski & Mead, LLC
Concord, MA

Professor Bobrowski is expected to testify as an expert witness with respect to any issues regarding the use of the property.

2. Richard J. Dennis, Sr., MAI, SRA, MRA
Casey and Dennis Real Estate Appraisal Consultants
6 Beacon Street
Boston, MA

Mr. Dennis is expected to testify as to the value of the Highest and Best use of the Premises

3. Robert F. Daylor, P.E., P.L.S.
Daylor Consulting Group, Inc.
Ten Forbes Road
Braintree, MA

Mr. Daylor is expected to testify as an expert witness with regard to the numerous local, state, and federal regulatory issues present at the Premises.

4. Mark Gifford
Municipal Maintenance Director
Town of Wareham

Mr. Gifford is expected to testify regarding the availability of town services to the Premises.

5. Alan C. Vautrinot Sr.
Vautrinot Land Surveying
P.O. Box 144
Plympton, MA

Mr. Vautrinot is expected to testify with respect to numerous surveys he or his company conducted at the Premises.

6. Robb B. Sykes
Thompson Surveying & Engineering, Inc.
13 Marconi Lane
Marion, MA

Mr. Sykes is expected to testify regarding surveys he or his company conducted at the Premises.

7. Christine Godfrey (fact witness)
Chief, Regulatory Division
New England District, Corps of Engineers
Concord, MA

Ms. Godfrey will testify as to the extent of the jurisdiction of the Army Corps of Engineers at the subject property.

8. Karen Adams (fact witness)
Regulatory Division
New England District, Corps of Engineers
Concord, MA

Ms. Adams will testify as to her observations of the tidal conditions and the extent of the jurisdiction of the Army Corps of Engineers at the subject property.

9. Sterling Wall
Daylor Consulting Group, Inc.
Ten Forbes Road
Braintree, MA

Mr. Wall is expected to testify as a fact witness with regard to his observations of the subject property.

10. The defendants reserve the right to seasonably supplement this witness list and call rebuttal witnesses at trial that do not appear on this list.

Defendants,

By their attorneys,

/s/Jeffrey T. Blake

Richard Bowen (BBO# 552814)

Jeffrey T. Blake (BBO# 655773)

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